



Docket No. 1303 DIV CON

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of: James F. McGuckin, Jr.

Examiner:

Group Art Unit:

Serial No: ~~09/982,539~~ 09/992,359

Filed: 10/18/01

RECEIVED

JUN 05 2003

For: Surgical Biopsy Device

TECHNOLOGY CENTER R3700

PRELIMINARY AMENDMENT

ASST. COMMISSIONER FOR PATENTS
Washington, D. C. 20231

Sir:

Prior to examination, please amend the above-identified application as follows:

IN THE CLAIMS:

Please add the following claims:

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81. (New) A surgical biopsy apparatus comprising:
- an elongated housing having a distal portion and a longitudinal axis;
 - a cutting loop advanceable distally from the housing and expandable so a transverse dimension of the cutting loop exceeds a transverse dimension of the elongated housing; and
 - a tissue collection member having a distally oriented opening and advanceable distally from the housing and expandable so the distally oriented opening of the tissue collection member expands to a transverse dimension exceeding the transverse dimension of the elongated housing.
82. (New) The apparatus of claim 81, wherein the cutting loop and tissue retrieval member are initially retained in the housing in a collapsed position.
83. (New) The apparatus of claim 82, wherein the cutting loop is electrically energized to cut tissue.

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01 FC:2201 84.00 CH
02 FC:2202 63.00 CH